

MINUTES
BOARD OF SUPERVISORS
COUNTY OF YORK

Regular Meeting
August 20, 2002

7:00 p.m.

Meeting Convened. A Regular Meeting of the York County Board of Supervisors was called to order at 7:02 p.m., Tuesday, August 20, 2002, in the Board Room, York Hall, by Chairman Donald E. Wiggins.

Attendance. The following members of the Board of Supervisors were present: Walter C. Zarembo, Sheila S. Noll, Donald E. Wiggins, James S. Burgett, and Thomas G. Shepperd.

Also in attendance were James O. McReynolds, County Administrator; and James E. Barnett, County Attorney.

Invocation. Dr. Daniel Reagan, Seaford Baptist Church, gave the invocation.

Pledge of Allegiance to the Flag of the United States of America. Mrs. Noll led the Pledge of Allegiance.

HIGHWAY MATTERS

Mr. John Mazur, Assistant Resident Engineer, Virginia Department of Transportation, (VDOT), appeared to discuss highway matters of interest to the Board of Supervisors. He reported that due to utility trouble and a design error, the work on Dare Road had slowed down.

Mr. Burgett asked VDOT to paint the double yellow lines in the York Crossing area, and he reminded Mr. Mazur that the Board had passed an ordinance prohibiting commercial parking on the road. He asked when the public hearing on the Lakeside Drive project might take place.

Mr. Mazur stated he would look into the line striping in York Crossing. He stated there was no date yet for the public hearing on the Lakeside Drive project, but it should be sometime this fall.

Mr. Zarembo noted that the citizens would be going to the polls in a few months to vote on the Transportation referendum. He encouraged VDOT make a presentation on the referendum so that the citizens may see and understand what the six projects will do for the area.

Mr. Shepperd asked when the repaving of Magruder Boulevard would begin. He mentioned the closing off of the lanes and the impact on the traffic at Victory and Magruder Boulevards. He reported that the ditch at Wilson Farm Lane still needed cleaning out. He asked VDOT to make a permanent repair to the pothole on Lakeland Crescent.

Chairman Wiggins noted he was concerned about Seaford Road and wanted to have the road widened from the school to Goodwin Neck Road. He explained that the residents had to stand in the ditches and reach around to their mailboxes to retrieve their mail. He also noted he

was concerned about the turn lane at Seaford Elementary and the dip in the road where a manhole cover protrudes.

PRESENTATIONS**NEWPORT NEWS WATERWORKS**

Mr. Brian Ramaley, Director of Newport News Waterworks, made a presentation on the drought's impact on the current water supply. Newport News is one of the three largest water utilities in the State of Virginia, which includes one river and five reservoirs, with the reservoirs holding between 10-11 billion gallons of water. Newport News Waterworks serves five jurisdictions or 400,000 people. Under drought circumstances, Waterworks operations are governed by the Water Conservation Management Plan, which was enacted by Newport News City Council in 1995. Newport News City Council has now declared a water supply emergency, which allows them to implement more stringent calls for conservation. Mr. Ramaley explained the conservation methods called for, stating that the reservoir is 12 to 15 inches below normal in the last 15 months. On July 25 the City Council imposed Tier I Conservation, which is a voluntary cut-back on all unnecessary use. He presented a current and previous history on the droughts in the local areas.

WEST NILE VIRUS

Mr. Jim Rindfliesh, Mosquito Control Division, Department of Environmental and Development Services, appeared to make a presentation on the West Nile Virus. He gave some history on the virus dating back to the 1800's, and spoke about the Eastern Equine Encephalitis that has also been in the area. Of the two diseases, he stated the West Nile Virus has a good survival rate, where Eastern Equine Encephalitis does not have a good survival rate. He explained life cycle of the virus beginning with infected birds, and he stated that more and more birds are becoming infected, thereby infecting mosquitoes. Mr. Rindfliesh provided charts that indicated areas where the virus has infected humans, and he gave suggestions on how to try and eliminate the mosquitoes in the area, including mosquito fish that eat mosquitoes.

CITIZENS COMMENT PERIOD

Ms. Daphne Pritchett, 809 Bridge Crossing, appeared before the Board to voice her concerns on the rapid growth of the County and poor planning by the County representatives. She stated there is too much asphalt for the strip malls parking areas which impacts the flow of traffic; the growth in the school system has been too rapid; and the strip malls have vacancies that need to be filled. She stated poor planning has given the County the following problems: traffic congestion, school system overcrowding, buildings that are architectural eyesores. She asked that the Board consider benefits that offset the costs, the impact of new families, and the County's already strained budget. Mrs. Pritchett stated the proposed apartments behind her home will affect her by drainage problems, carbon monoxide, noise levels, more cars and children.

COUNTY ATTORNEY REPORTS AND REQUESTS

Mr. Barnett, County Attorney, reminded the Board it was time to begin thinking about the 2003 Legislative Program, and he suggested that September 13 would be a good target date for the Board and staff to start getting ideas on what should be included in the program.

COUNTY ADMINISTRATOR REPORTS AND REQUESTS

Mr. McReynolds reminded the Board of its next regularly scheduled meeting on September 3, followed by a work session on September 10 to discuss park design and planning. He announced that staff was planning a memorial ceremony to be conducted on September 11 to remember those who lost their lives on September 11, 2001, and to recognize those who responded and provided service. The ceremony will take place at 7:00 p.m. on September 11 at the York-Poquoson Courthouse.

MATTERS PRESENTED BY THE BOARD

Mr. Burgett stated he had attended the Youth Commission Orientation at the Tabb Library. He spoke on the resurgence of graffiti in the County, and he encouraged citizens to report such actions to the Sheriff's Office.

Mr. Shepperd elaborated on an article from a planning magazine on growth, population density, and planning problems. He encouraged citizens to get involved and provide their input to the Board on growth management. He reported on his tour of the Sheriff's Office and his ride with Deputy Tommy West on a Friday night. He stated there wasn't much action going on in the County that evening, which was an indication of the County's low crime rate.

Mr. Zaremba congratulated the School Board on its upcoming meeting with the James City County School Board to define the two Boards' common interest in providing the best education for its students. This meeting will evaluate what the two school systems can do together as cost effectively as possible. He stated the Comprehensive Plan will be reviewed soon, and he agreed with Mr. Shepperd to encourage the citizens to become involved in the planning of the County. He spoke on the state's reduction in its budget that is approximately \$1.5 billion dollars short. He stated the County's FY04 budget would soon be in the planning process, and it would most likely be affected by the State's cuts, possibly cutting into the School Board's budget. He summarized that the Board will have to prepare a budget anticipating the state budget cuts that will influence the County's budget.

Mrs. Noll agreed with Mr. Zaremba's warning and the seriousness of the state's budget cuts. She briefly spoke on the Transportation referendum and the need for the localities to take care of roads due to the state's budget cuts. She stated there are over 4 million visitors who come to the Hampton Roads area yearly who spend approximately \$2 million and add 35,000 vehicles to the roads. She addressed the traffic on Interstate 64 and the need for a more improved transportation system. She then invited citizens to a concert provided by the Fife and Drums, the United States Air Force Heritage Brass Quintet, and the Virginia Symphony to be held the evening of August 24 in Yorktown.

CONSENT CALENDAR

Mr. Burgett moved that the Consent Calendar be approved submitted, Item Nos. 1 and 2, respectively.

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On roll call the vote was:

Yea: (5) Zaremba, Noll, Burgett, Shepperd, Wiggins
Nay: (0)

Thereupon, the following minutes were approved and resolutions adopted:

Item No. 1. APPROVAL OF MINUTES

The minutes of the following meetings of the York County Board of Supervisors were approved:

July 16, 2002, Adjourned Meeting
July 16, 2002, Regular Meeting
August 6, 2002, Regular Meeting

Item No. 2. EMPLOYEE OF THE QUARTER: Resolution R02-154

A RESOLUTION TO COMMEND JOSEPH C. WOODY IN THE
DEPARTMENT OF ENVIRONMENTAL AND DEVELOPMENT
SERVICES AS EMPLOYEE OF THE QUARTER

WHEREAS, Joseph C. Woody has been employed by the Department of Environmental and Development Services since September of 1987 and currently holds the position of Equipment Operator III; and

WHEREAS, whether the work entails difficult debris or leaf collection Mr. Woody consistently goes beyond his normal job duties to provide exceptional customer service which was evident recently when he removed a load of brush from a residential property and he stopped and raked up the leaves that had fallen from the branches so that the resident's yard was kept immaculate; and

WHEREAS, through the years citizens have offered unsolicited comments on his dedication and thoroughness in getting the job done and it is such an attitude that makes him stand out among his peers; and

WHEREAS, Mr. Woody's expeditious handling of non-routine problems proves him to be a leader in his work endeavors and committed to excellent customer service; and

WHEREAS, due to his outstanding level of customer service to the citizens of the County and his thoroughness in the performance of his duties, Mr. Woody is recommended for Employee of the Quarter;

NOW THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 20th day of August, 2002, that Joseph C. Woody, Equipment Operator III be and is hereby, congratulated upon his selection as Employee of the Quarter for the quarter ended June 30, 2002.

NEW BUSINESS

COLONIAL SERVICES BOARD ANNUAL SERVICE CONTRACT

Mrs. Anne B. Smith, Director of Community Services, made a presentation on proposed Resolution R02-155 to authorize the execution of a contract between the County of York and the Colonial Services Board for the delivery of services.

Mr. Burgett asked if the contract was similar to those of previous years.

Mrs. Smith stated it was basically the same contract, just a little more simplified.

Mr. Shepperd asked for specific clarifications on what the County's contribution of \$459,000 included.

Mrs. Smith elaborated on the services available through Colonial Services.

Mrs. Noll then moved the adoption of proposed Resolution R02-155 which reads:

A RESOLUTION TO AUTHORIZE EXECUTION OF A CONTRACT
BETWEEN THE COUNTY OF YORK AND THE COLONIAL SERVICES
BOARD FOR THE DELIVERY OF SERVICES

WHEREAS, Section 37.1-195 of the Code of Virginia, 1950 as amended, requires each locality to establish, singly or in combination, a community services board for the provision of mental health, mental retardation, and substance abuse services to its residents; and

WHEREAS, pursuant to this statutory provision, the County of York has established the regional Colonial Community Services Board in conjunction with James City County and the Cities of Williamsburg and Poquoson; and

WHEREAS, Section 37.1-197(A)(2) requires local governments to review and act on the Annual Performance Contract with the Community Services Board and to make appropriate appointments to that Board; and

WHEREAS, the Board of Supervisors has reviewed the proposed Performance Contract between the County of York and the Colonial Community Services Board and found it to be acceptable;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this 20th day of August, that the proposed FY2003 Annual Performance Contract between the County of York and the Colonial Community Services Board is approved and that the County Administrator be, and he hereby is, authorized to execute the agreement and to take all actions necessary to assure that services are delivered to the citizens of York County.

On roll call the vote was:

Yea: (5) Noll, Burgett, Shepperd, Zaremba, Wiggins
Nay: (0)

CLOSED MEETING. At 9:17 p.m. Mr. Zaremba moved that the meeting be convened in Closed Meeting pursuant to Section 2.2-3711(a)(1) of the Code of Virginia pertaining to appointments to Boards and Commissions.

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On roll call the vote was:

Yea: (5) Burgett, Shepperd, Zaremba, Noll, Wiggins
Nay: (0)

Meeting Reconvened At 9:27 p.m. the meeting was reconvened in open session by order of the Chair.

Mr. Burgett moved the adoption of proposed Resolution SR-1 that reads:

A RESOLUTION TO CERTIFY COMPLIANCE WITH THE FREEDOM
OF INFORMATION ACT REGARDING MEETING IN CLOSED
MEETING

WHEREAS, the York County Board of Supervisors has convened a closed meeting on this date pursuant to an affirmative recorded vote and in accordance with the provisions of the Virginia Freedom of Information Act; and

WHEREAS, Section 2.2-3711.1 of the Code of Virginia requires a certification by the York County Board of Supervisors that such closed meeting was conducted in conformity with Virginia law;

NOW, THEREFORE, BE IT RESOLVED by the York County Board of Supervisors this the 20th day of August, 2002, hereby certifies that, to the best of each member's knowledge, (1) only public business matters lawfully exempted from open meeting requirements by Virginia law were discussed in the closed meeting to which this certification resolution applies, and (2) only such public business matters as were identified in the motion convening the closed meeting were heard, discussed, or considered by the York County Board of Supervisors.

On roll call the vote was:

Yea: (5) Shepperd, Zaremba, Noll, Burgett, Wiggins
Nay: (0)

APPOINTMENT TO THE PENINSULA AGENCY ON AGING BOARD

Mrs. Noll moved the adoption of proposed Resolution R02-151 that reads:

A RESOLUTION TO REAPPOINT A REPRESENTATIVE TO THE
PENINSULA AGENCY ON AGING, INC., BOARD

BE IT RESOLVED by the York County Board of Supervisors this 20th day of August, that the James W. Funk be, and he is hereby, reappointed as a York County representative to the Peninsula Agency on Aging Board for a term of three years, such term to begin October 1, 2002 and end September 30, 2005.

On roll call the vote was:

Yea: (5) Zaremba, Noll, Burgett, Shepperd, Wiggins
 Nay: (0)

Meeting Adjourned. At 9:30 p.m. Mr. Burgett moved that the meeting be adjourned sine die.

On roll call the vote was:

Yea: (5) Noll, Burgett, Shepperd, Zaremba, Wiggins
 Nay: (0)

 James O. McReynolds, Clerk
 York County Board of Supervisors

Donald E. Wiggins, Chairman
 York County Board of Supervisors